**Application for Modification of a Decision**

**(** **Article 10(1) *e)***  **Article 10(1) *f)***  **Article 10(2) *b)***  **Article 10(2) *c)*)**

CONFIDENTIALITY AND PERSONAL DATA PROTECTION NOTICE

*Personal data gathered or transmitted under the Convention shall be used only for the purposes for which it was gathered or transmitted. Any authority processing such data shall ensure its confidentiality, in accordance with the law of its State.*

*An authority shall not disclose or confirm information gathered or transmitted in application of this Convention if it determines that to do so could jeopardise the health, safety or liberty of a person in accordance with Article 40.*

 *A determination of non-disclosure has been made by a Central Authority in accordance with Article 40.**If this box is ticked, information under sections 2 d, e, f and g and 5 should only be provided in the Restricted Information on the Applicant page of this form.*

1. Requesting Central Authority file reference number:

2. Particulars of the applicant

The applicant is:

The person for whom maintenance is sought or payable

The representative of the person for whom maintenance is sought or payable

The debtor

The representative of the debtor

a. Family name(s):

b. Given name(s):

c. Date of birth[[1]](#footnote-1): (dd/mm/yyyy)

d. Address:

e. Telephone numbers:

f. Fax number:

g. E-mail:

3. Particulars of the person(s) for whom maintenance is sought or payable

3.1.  Maintenance is sought or payable for the applicant named above

Maintenance basis:

parentage  *in loco parentis* or equivalent relationship

marriage  analogous relationship to marriage

affinity (please identify):

grandparent  sibling  grandchild

other:

3.2.  Maintenance is sought or payable for the following child(ren)

a. Family name(s):

Given name(s):

Date of birth (dd/mm/yyyy)

Maintenance basis:

parentage  *in loco parentis* or equivalent relationship

b. Family name(s):

Given name(s):

Date of birth (dd/mm/yyyy)

Maintenance basis:

parentage  *in loco parentis* or equivalent relationship

c. Family name(s):

Given name(s):

Date of birth (dd/mm/yyyy)

Maintenance basis:

parentage  *in loco parentis* or equivalent relationship

3.3.  Maintenance is sought or payable for the following person

Family name(s):

Given name(s):

Date of birth (dd/mm/yyyy)

Maintenance basis:

marriage  analogous relationship to marriage

affinity (please identify):

grandparent  sibling  grandchild

other:

3.4.  Maintenance is sought or payable for additional children or persons, additional particulars are attached

4.1. Particulars (if known) of the debtor

 The person is the same as the applicant named above

a. Family name(s):

b. Given name(s):

c. Date of birth (dd/mm/yyyy)

d. Residential address:

e. Postal address:

4.2.If the debtor is the applicant, particulars (if known and applicable) of the representative of the person(s) for whom maintenance is sought or payable

a. Family name(s):

b. Given name(s):

c. Date of birth: (dd/mm/yyyy)

d. Address:

e. Telephone numbers:

f. Fax number:

g. E-mail:

4.3. Information that may assist with the location of the respondent

a. Personal identification number:

(include name of country or territorial unit that issued the number)

b. Any other information that may assist with the location of the respondent

5. Payments

a. Details for electronic transfer of payments (if applicable)

Name of the bank:

NBIC:[[2]](#footnote-2)

SWIFT-address:

IBAN: [[3]](#footnote-3)

Account number:

Name of account holder:

Reference: [[4]](#footnote-4)

b. Details for payments by cheques (if applicable)

Cheque payable to:

Cheque to be sent to:

(address)

Reference:[[5]](#footnote-5)

6. The decision

6.1.Type of authority:  judicial authority or  administrative authority

6.2. Name and place of authority:

6.3. (address if applicable)

6.4. Date of the decision: (dd/mm/yyyy)

6.5. Date of effect of the decision: (dd/mm/yyyy)

6.6. Reference number of the decision:

6.7. Names of the parties:

7. The following changes have occurred since the decision was made or last modified:

Change in the income of the creditor or its financial situation

Change in the income of the debtor or its financial situation

Change in the income or financial situation of the person who has care of the child

Change in circumstances of the person for whom maintenance is sought

Change in child care arrangements

Change in cost of living

Change of currency exchange rate

Decision was made by consent, and the amount ordered to be paid is no longer appropriate or adequate

Other. Please specify:

8.The following modifications are sought by the applicant:

Increasing the amount of maintenance

Please specify the new amount and currency:

Decreasing the amount of maintenance

Please specify the new amount and currency:

Modifying the frequency of payments, please specify:

week  two weeks  month

3 months  6 months  year

other (specify):

Modifying the method of payment

Please specify:

Modifying the nature of payments

Please specify:

Reduction or cancelling arrears

Please specify reasons:

Terminating the maintenance obligation

Please specify reasons:

Please specify termination date: (dd/mm/yyyy)

Other. Please specify:

9. The following documents are attached to establish the basis for modification of the maintenance decision and to assist in establishing, where necessary, the amount of the maintenance:

Complete text of the decision from the State of origin

Evidence establishing a change in income or other change in circumstances

Written agreement between the parties related to modification of the maintenance

Financial Circumstances Form

Written submissions in support of application

Other evidence in accordance with the law of the requested State

10.  Please initiate enforcement measures once the decision is established

11. Other information:

12. If the applicant is the debtor in the case of an application under Article 10(2) *c)*, please tick the applicable boxes:

The creditor is not habitually resident in the State of origin.

The creditor is habitually resident in the State of origin, but the following provision of Article 18 applies or may apply:

The parties agreed in writing to the jurisdiction of the requested State in accordance with Article 18(2) *a)* ( agreement attached);[[6]](#footnote-6)

The creditor may submit to the jurisdiction of the requested State in accordance with Article 18(2) *b)*;

The competent authority in the State of origin cannot, or refuses to, exercise jurisdiction in accordance with Article 18(2) *c)* ( decision attached); or,

The decision made in the State of origin cannot be recognized or declared enforceable in the Contracting State where proceedings for a new or modified decision are contemplated in accordance with Article 18(2) *d)* ( decision attached).

13. Attestations

This application was completed by the applicant and reviewed by the requesting Central Authority.

This application complies with the requirement of the Convention (Article 12(2)). The information contained in this application and the attached documents correspond to and are in conformity with the information and documents provided by the applicant to the requesting Central Authority. The application is forwarded by the Central Authority on behalf of and with the consent of the applicant.

Name: (in block letters) Date: (dd/mm/yyyy)

Authorised representative of the Central Authority

1. It is not necessary to provide a date of birth in the case of a representative. [↑](#footnote-ref-1)
2. National Bank Identification Code [↑](#footnote-ref-2)
3. International Bank Account Number [↑](#footnote-ref-3)
4. Where needed to effect payment [↑](#footnote-ref-4)
5. Where needed to effect payment [↑](#footnote-ref-5)
6. The first co [↑](#footnote-ref-6)