**IN THE FAMILY JUSTICE COURTS OF THE REPUBLIC OF SINGAPORE**

Divorce Suit No. )

)

)

BETWEEN

*\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_*

(NRIC No. \_\_\_\_\_\_\_\_\_\_\_) ………….Plaintiff

AND

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(NRIC No. \_\_\_\_\_\_\_\_\_) ………….Defendant

AFFIDAVIT

I, [*state Name and NRIC*] of [*state address*], the above mentioned Plaintiff/Defendant\* affirm/make oath\* and say as follows:

1. I am the Plaintiff/Defendant\*.
2. The facts deposed to herein are either within my personal knowledge or derived from the file in my possession and are true to the best of my knowledge, information and belief.
3. I crave leave of the Court to refer to the Order of Court dated [*date*].
4. In the said Order of Court, it was ordered that the matrimonial property at [*state address*] shall be [*state the contents of the Order of Court in relation to the matrimonial property*].
5. The Court also made orders for the Registrar or Assistant Registrar of the Family Justice Courts to be empowered to sign the documents relating to the sale/transfer\* of the matrimonial property (“Sale/Transfer\* Documents”) in the event that either party fails to execute the same upon being given [*7/14/other specified time*] days’ written notice.
6. Under the Order of Court, the sale/transfer\* is to take place within [*state the period specified in the Order of Court – e.g. 3 months/6 months/other specified time period*] from the date of the Order of Court. The time period prescribed in paragraph [*state paragraph number in the Order of Court*] of the Order of Court has not been exceeded as at the date hereof.
7. The said Order of Court (select applicable):

\*(a) states that both parties are to have joint conduct of the sale;

(b) states that \_\_\_\_ is to have sole conduct of the sale; or

(c) is silent on who has conduct of the sale.]

1. I have made attempts to obtain the Plaintiff/Defendant\*’s execution of the following Sale/Transfer\* Documents:-

[*state the name of the sale/transfer document(s) – e.g. Option to Purchase/Sale and Purchase Agreement/Transfer*]

1. The particulars of my attempts are as follows:-

**PARTICULARS**

[*Set out in numbered paragraphs the number of attempts – e.g.*

*Attempt 1*

*On [date], I sent a letter to the Plaintiff/Defendant\* at [address], reminding him/her\* to go down to [place] to sign and execute the Sale/Transfer\* Documents. A copy of the letter is attached herewith as exhibit “A”.*]

1. The Plaintiff/Defendant\*’s address as reflected in the correspondence to the Plaintiff/Defendant\* is the Plaintiff/Defendant\*’s current address. Sending letters to this address will bring the said letters to the Plaintiff/Defendant\*’s attention because [ *state basis of belief, e.g. the address belongs to the Plaintiff/Defendant\*’s parents and the Plaintiff/Defendant\* currently lives with his/her\* parents*].
2. Despite these attempts, the Plaintiff/Defendant\* has failed to sign and execute the Sale/Transfer\* Documents.
3. I have complied with paragraph [*state the paragraph number in the Order of Court*] of the Order of Court and given the requisite [*7/14/other specified time*] days’ written notice to the Plaintiff/Defendant\*.
4. I declare that as at the date of deposition of this affidavit, I am unaware of any pending application(s) affecting the validity or execution of the Order of Court, including but not limited to an existing undisposed appeal; application(s) for the stay of execution pending appeal; variation and/or setting aside of the Order of Court.
5. In the circumstances, I humbly pray for the Registrar to exercise his powers pursuant to the Order of Court dated [*state date*] to sign the Sale/Transfer\* Documents as the Plaintiff/Defendant\* has defaulted in signing the same.

SWORN/AFFIRMED\* by the

Above named [*state name of person making the affidavit*]

this \_\_\_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ 20\_\_\_

At Singapore

Before me,

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

A COMMISSIONER FOR OATHS

\* Delete where inapplicable

Note: Please note that:-

1. the affidavit is to be sworn/affirmed in accordance with Form 132 of Appendix A of the Practice Directions; and
2. the above is only an illustration and does not constitute legal advice.
3. \*Please note that Exhibit cover page must be in **colour** paper.

This is the exhibit “A” \* referred to in the

Affidavit of (*insert name*) affirmed on the

day of (*insert date*)

**Exhibit**

Before me,

**A COMMISSIONER FOR OATHS**