

**IN THE SUPREME COURT OF VICTORIA
IN ITS PROBATE JURISDICTION**

S PRB [*Application No.*]

In the matter of the deceased estate of [*name*]

Application by:

[*Plaintiff's name*]

Plaintiff(s)

AFFIDAVIT PROVIDING EVIDENCE OF A DOMESTIC PARTNER RELATIONSHIP

Date of document:

Filed on behalf of the Plaintiff

Prepared by: [*name and
address of lodging party*]

Ref: [*solicitors only*]

CODE: [*solicitors only*]

E-mail: [*e-mail address*]

Tel: [*number*]

Guidance for completing this affidavit

This affidavit should be completed by the person who says they were the domestic partner of the deceased. It should explain the relationship from when it began until the deceased's death.

Only include information that you personally saw, heard or experienced. Do not include information that is based only on what another person told you or information that you assume to be true. Give specific examples and dates if you can.

Complete the information requested wherever you see words in square brackets []. Before the document is signed, remove this guidance section and any instructions or examples in the document.

Answer every section below. If a section does not apply to your circumstances, write "Not applicable".

If you are relying on photographs, bank statements, bills or other documents to support what you say, attach them to your affidavit as exhibits. If you do not attach any exhibits, you do not need to complete the certificate identifying exhibit attached.

I, [*insert your name and address*], [*occupation*] affirm/make oath and say that:

1. I am the plaintiff in this application.
2. I seek letters of administration of the estate of [*insert full name of deceased*] ("the deceased").

3. I commenced a relationship with the deceased in or about *[insert month/year]*.
4. The circumstances in which our relationship began were: *[Provide details of how you met, when your relationship began and how it developed]*.
5. Our relationship continued until the death of the deceased on *[date]*.
6. Between approximately *[date]* and *[date]*, the deceased and I shared our lives together in the following ways:
7. **Living arrangements:**
 - (a) *[Provide details of where you lived together, the dates you lived there, whether you shared a bedroom and how you conducted your day to day lives together. If there were periods when you did not live together, explain the circumstances.]*
8. **How we shared our life together:**
 - (a) *[Describe how you shared your lives together. For example, future plans you made together, important decisions you made together, emotional support, companionship, caring for one another, holidays, significant events and involvement in each other's lives.]*
9. **Financial arrangements:**
 - (a) *[Describe how you managed money and expenses. For example, shared bank accounts, rent, mortgage payments, utility bills, insurance, household expenses, financial support provided to one another or any other financial arrangements.]*
10. **Property and assets:**
 - (a) *[Describe any property, assets or possessions that you owned, purchased, maintained or used together. For example, real estate, vehicles, household contents, furniture or other significant assets.]*
11. **Children and family responsibilities:**
 - (a) *[Describe any responsibility you and the deceased had for caring for or supporting children, stepchildren or other family members.]*
12. **Household and domestic arrangements:**
 - (a) *[Describe how household responsibilities were shared. For example, cooking, cleaning, shopping, maintaining the home, caring for pets or other day to day household tasks.]*

13. **Social and public aspects of the relationship:**

(a) *[Describe how you and the deceased were known to other people as a couple. For example, attending family, social or community events together, introducing each other as partners, celebrating important occasions together, or being known to friends and family as a couple.]*

14. **The nature of the relationship immediately before the deceased's death:**

(a) *[Describe your relationship, living arrangements, contact with one another and any care or support provided in the period leading up to the deceased's death. If illness, hospitalisation, aged care or other circumstances affected your living arrangements, explain those circumstances.]*

15. **Other information relevant to the relationship**

(a) *[Provide any other information that you believe shows the nature of your relationship with the deceased.]*

16. Now produced and shown to me and collectively marked "A" are documents or photographs relevant to my relationship with the deceased. Those documents or photographs are: *[provide details of each document or photograph, or state "no documents or photographs are attached"]*.

17. The facts set out above are matters that I personally saw, heard or experienced.

The contents of this affidavit are true and correct and I make it knowing that a person making a false affidavit may be prosecuted for the offence of perjury.

Sworn/affirmed by
the deponent
at *[place]*
on *[date]*

Before me: _____
Witness Full Name
Address
Qualification
A person authorised under section 19(1) of the *Oaths and Affirmations Act 2018* to take an affidavit.

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In the matter of the deceased estate of [*name*]

Application by:

[*Plaintiff's name*]

Plaintiff(s)

CERTIFICATE IDENTIFYING EXHIBIT

Date of document:

Filed on behalf of the plaintiff

Prepared by: [*name and
address of lodging party*]

Ref: [*solicitors only*]

CODE: [*solicitors only*]

Tel: [*number*]

E-mail: [*e-mail address*]

This is the exhibit marked “ A ” now produced and shown to [*name*] at the time of swearing/affirming their affidavit on:

.....
[Signature of authorised witness]

.....
[Signature of deponent]

[Name, address and statement of
capacity of person taking affidavit]

Exhibit "A"
Documents or Photographs