**(THIS FORM IS TO BE USED WHERE THERE IS/ARE RELEVANT CHILD/CHILDREN)**

**DECREE NISI FOR DISSOLUTION OF MARRIAGE**

# Form MP. 8 [Rule 76.12 (3) and 76.14 (3)]

**IN THE SUPREME COURT OF JUDICATURE OF JAMAICA**

**CLAIM NO. M of**

**BETWEEN PETITIONER**

**AND RESPONDENT**

The day of 20

The

Having been satisfied that:

1. The marriage of the Petitioner and the Respondent has irretrievably broken down.
2. The Petitioner and the Respondent have lived separate and apart for a continuous period of one year immediately preceding the presentation of the Petition.
3. There is no reasonable likelihood of cohabitation being resumed between the Petitioner and the Respondent.

[PARAGRAPH 4 IS TO BE INCLUDED WHERE THE ARRANGEMENTS FOR THE RELEVANT CHILD/CHILDREN ARE TO BE CERTIFIED BY THE JUDGE/MASTER GRANTING THE DECREE *NISI*]

1. And having regard to the evidence on oath of the Petitioner this Court certifies that the arrangements for the maintenance, care and upbringing of the relevant child/children namely [state the name(s)] born on [state the date(s) of birth] are the best that can be devised in the circumstances.

[PARAGRAPHS 5 AND 6 ARE TO BE INCLUDED WHERE APPLICABLE]

1. Custody of [state name of child/children] born on [state date(s) of birth] ought to be granted to the Petitioner.
2. The Respondent will have liberal access to the said child/children.

HEREBY DECREES THAT: –

[A] The marriage which took place on the [state the date of the marriage] between [state the name of the Petitioner as filed](described in the Marriage Certificate as [state the name on the marriage certificate]) and [state the name of the Respondent as filed] (described in the Marriage Certificate as [state the name on the marriage certificate]) at [state the address that the marriage took place as stated on the marriage certificate] in the parish of [state the parish] be dissolved unless sufficient cause be shown to the Court within six (6) weeks from the making of this Decree why this Decree should not be made absolute.

[B] Custody of [state the name of child/children] born on [state the date(s) of birth] is granted to the Petitioner.

[C] The Respondent will have liberal access to the said child/children.

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**JUDGE / MASTER**

NOTES:

1. A party to the marriage who marries again before this Decree is made absolute (unless the other party has died) commits the offence of bigamy.
2. If before this Decree is made absolute, it comes to the notice of a party to the marriage that the other party has died, he or she should file an affidavit with the Registry giving particulars of the date and place of death.
3. If the parties to the marriage become reconciled before this Decree is made absolute, application must be made to the Court for rescission of this Decree before it is made absolute.

**FILED** by [state the name and address of the Petitioner if appearing in person, or where represented, the name address and telephone number of the law firm or the attorney-at-law].