MAGISTRATES' COURT GENERAL CIVIL PROCEDURE RULES 2020

Rule 61.02(1)(b),61.04(b)

FORM 61B

**STATEMENT OF AFFAIRS BY AN INDIVIDUAL**

**(Judgment Debt Recovery Act 1984)**

IN THE MAGISTRATES' COURT Court Number

OF VICTORIA AT

|  |  |
| --- | --- |
|  | Judgment Creditor |

and

|  |  |
| --- | --- |
|  | Judgment Debtor |

Of: *(address)*

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Date of Document: |  |  |  |  |
| Filed on Behalf of: |  |  | Code: |  |
| Australian Lawyer Name: |  |  | Telephone: |  |
| Address: |  |  | Reference: |  |

To the registrar

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **1.** | **AMOUNT AND SOURCE OF WEEKLY INCOME** | | | | | | | |
|  | (a) | **Employed persons** |  | | | | | |
|  |  | Occupation |  | | | | | |
|  |  | Name of Employer |  | | | | | |
|  |  | Address of Employer |  | | | | | |
|  | | | | | | | | |
|  |  | Gross Wage | | | $ | | |  |
|  |  | Current overtime (if any) | | | $ | | |  |
|  |  | Car and other allowances and commissions | | | $ | | |  |
|  | | | | | | | | |
|  | (b) | **Self-employed persons** | | | | |  |  |
|  |  | Average earnings from self-employment or partnership for last 12 months | | | | | $ |  |
|  |  |  | | | | |  |  |
|  | (c) | **Unemployed persons or persons not working** | | | | |  |  |
|  |  | If unemployed state: | | | | |  |  |
|  |  | Length of last employment | |  | |  |  |  |
|  |  | Date when last employment ceased | | /      / | |  |  |  |
|  |  | Gross weekly amount earned | | | | | $ |  |
|  |  | Pension or benefit received | | | | | $ |  |
|  |  | Workcover received | | | | | $ |  |
|  |  |  | | | | |  |  |
|  | (d) | **Other monies** | | | | |  |  |
|  |  | Maintenance received | | | | | $ |  |
|  |  | Superannuation received | | | | | $ |  |
|  |  | Board or rent received | | | | | $ |  |
|  |  | Average weekly income from investments in banks, building societies, shares, etc | | | | | $ |  |
|  |  | Other *(e.g. Family allowance – give details)* | | | | | $ |  |
|  |  |  | | | | |  |  |
|  |  |  | | | | |  |  |
|  | **TOTAL GROSS WEEKLY INCOME** | | | | | | **$** |  |

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **2.** | **WEEKLY EXPENSES** | | | |  |  |
|  |  | Income tax | | | $ |  |
|  |  | Superannuation | | | $ |  |
|  |  | Health Insurance | | | $ |  |
|  |  | Union fees | | | $ |  |
|  |  | Housing *(mortgage, board, rent)* | | | $ |  |
|  |  | Municipal Rates | | | $ |  |
|  |  | Water and sewerage rates | | | $ |  |
|  |  | Land tax | | | $ |  |
|  |  | Child care costs *(kindergarten, day care, etc)* | | | $ |  |
|  |  | Maintenance actually paid | | | $ |  |
|  |  | Instalment payments *(state purpose)* | | | $ |  |
|  |  |  |  |  |  |  |
|  |  |  | | |  |  |
|  |  | Electricity | | | $ |  |
|  |  | Gas | | | $ |  |
|  |  | Telephone | | | $ |  |
|  |  | Food | | | $ |  |
|  |  | Other general household expenses | | | $ |  |
|  |  | Car expenses *(registration, insurance, maintenance, fuel)* | | | $ |  |
|  |  | Fares | | | $ |  |
|  |  | Insurance Policies | | | $ |  |
|  |  | School fees and other schooling costs | | | $ |  |
|  |  | Clothing and shoes | | | $ |  |
|  |  | Medical and chemist expenses | | | $ |  |
|  |  | Entertainment | | | $ |  |
|  |  | Payments on court orders and fines | | | $ |  |
|  |  | Other expenses *(give details)* | | | $ |  |
|  |  |  |  |  |  |  |
|  |  | | | |  |  |
|  | **TOTAL WEEKLY EXPENSES** | | | | **$** |  |
|  |  | | | |  |  |
|  |  | | | |  |  |
| **3.** | **Are there any persons who contribute to paying your expenses? If so, who are they and how much do they contribute?** | | | |  |  |
|  |  | | | |  |  |

|  |  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| **4.** | **PROPERTY AND ASSETS** | | | | | | | | |  | |
|  |  | Market value of house *(place of residence)* owned | | | | | | | | $ |  |
|  |  | Amount owing on mortgage | | | | | | | | $ |  |
|  |  | Net value of interest on house | | | | | | | | $ |  |
|  |  | Market value of any other house or land owned | | | | | | | | $ |  |
|  |  | Amount owing on mortgage | | | | | | | | $ |  |
|  |  | Net value or interest in other house or land owned | | | | | | | | $ |  |
|  |  | Market value of motor vehicle(s) | | | | | | | |  |  |
|  |  |  | (a) Year |  |  | Make/Model |  |  | | $ |  |
|  |  |  | (b) Year |  |  | Make/Model |  |  | | $ |  |
|  |  | Amounts owing, under finance, on motor vehicles | | | | | | (a) | | $ |  |
|  |  |  | | | | | | (b) | | $ |  |
|  |  | Net value of interest(s) on motor vehicles | | | | | | | | $ |  |
|  |  | Cash in banks, buildings societies, etc. | | | | | | | | $ |  |
|  |  | Cash presently in your possession | | | | | | | | $ |  |
|  |  | Value of other investments including shares, debentures, bonds | | | | | | | | $ |  |
|  |  | Money owed to you *(state reason)* | | | | | | | |  |  |
|  |  |  |  | | | | | |  | $ |  |
|  |  |  |  | | | | | |  | $ |  |
|  |  |  |  | | | | | |  | $ |  |
|  |  |  | | | | | | | |  |  |
|  |  | Value of interest in partnership or business *(including stock, goodwill, equipment, debtors)* | | | | | | | | $ |  |
|  |  | State approximate re-sale value of furniture and personal goods | | | | | | | | $ |  |
|  |  | Amount owing on these furniture and personal goods: | | | | | | | | $ |  |
|  |  | Net value of interest | | | | | | | | $ |  |
|  |  | Other assets *(give details)* | | | | | | | | $ |  |
|  |  |  |  | | | | | |  |  |  |
|  |  |  | | | | | | | |  |  |
|  | **TOTAL NET VALUE** | | | | | | | | | **$** |  |
|  |  |  | | | | | | | |  |  |
|  |  | Life insurance policies *(specify insurer, policy number, surrender value(s))* | | | | | | | |  |  |
|  |  |  |  | | | | | |  | $ |  |
|  |  |  |  | | | | | |  | $ |  |
|  |  |  |  | | | | | |  | $ |  |
|  |  |  | | | | | | | |  |  |
|  | **TOTAL PROPERTY AND ASSETS** | | | | | | | | | **$** |  |
|  |  |  | | | | | | | |  |  |
|  | **Are any assets jointly owned?** *(Give details)* | | | | | | | | | | |
|  |  | | | | | | | | | | |
|  |  | | | | | | | | |  | |

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **5.** | **DEBTS AND LIABILITIES *(Give details)***  *(hire purchase, leases, credit cards, credit contracts, personal loans, store accounts, guarantees being paid off, etc).* | |  |  |  |
|  | Total amount due | |  | $ |  |
|  | To: |  |  |  |  |
|  |  | |  |  |  |
|  | Total amount due | |  | $ |  |
|  | To: |  |  |  |  |
|  |  | |  |  |  |
|  | Total amount due | |  | $ |  |
|  | To: |  |  |  |  |
|  |  | |  |  |  |
|  | **TOTAL OTHER DEBTS** | |  | **$** |  |
|  |  | |  |  |  |
|  |  | |  |  |  |
| **6.** | **Have any of the above debts been jointly incurred with any other person?**  *(Give details)* | |  |  |  |
|  |  | | | | |
|  |  | |  |  | |
|  |  | |  |  | |
| **7.** | **Give details of any other circumstances which affect your financial position**  *(e.g. number and age of dependants, marital status, health etc.* | | | | |
|  |  | | | | |

Dated:

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

*[Signature]*

**WARNING**

**AN INSTALMENT ORDER THAT IS MADE AS A RESULT OF A FALSE STATEMENT  
MAY BE VARIED OR CANCELLED**

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