

STATUTORY INSTRUMENTS

2010 No. 2955

The Family Procedure Rules 2010

PART 9

APPLICATIONS FOR A FINANCIAL REMEDY

CHAPTER 5

[^{F1}FAST-TRACK PROCEDURE]

Procedure before the first hearing

9.19.—(1) Not more than [^{F1}21] days after the date of the issue of the application both parties must simultaneously exchange with each other and file with the court a financial statement referred to in Practice Direction 5A.

(2) The financial statement must—

- (a) be verified by [^{F2}a statement of truth]; and
- (b) contain the following documents only—
 - (i) any documents required by the financial statement; and
 - (ii) any other documents necessary to explain or clarify any of the information contained in the financial statement.

[^{F3}(2A) The requirement of paragraph (2)(a) relating to verification by statement of truth does not apply to the financial statement of either party where the application has been made under—

^{F4}(a)

(b) Article 10 of the 2007 Hague Convention, using the Financial Circumstances Form, but the court may at any time direct that the financial statement of either party shall be verified by a statement of truth.]

(3) Where a party was unavoidably prevented from sending any document required by the financial statement, that party must at the earliest opportunity—

- (a) serve a copy of that document on the other party; and
- (b) file a copy of that document with the court, together with a statement explaining the failure to send it with the financial statement.

(4) No disclosure or inspection of documents may be requested or given between the filing of the application for a financial remedy and the first hearing except copies sent with the financial statement or in accordance with paragraph (3). (Rule 21.1 explains what is meant by disclosure and inspection.)

Textual Amendments

F1 Word in rule 9.19(1) substituted (4.6.2018) by [The Family Procedure \(Amendment\) Rules 2018 \(S.I. 2018/440\)](#), rules 1, **10** (with rule 12)

Changes to legislation: There are currently no known outstanding effects for the
The Family Procedure Rules 2010, Section 9. (See end of Document for details)

- F2** Words in rule 9.19(2)(a) substituted (6.4.2012) by The Family Procedure (Amendment) Rules 2012 (S.I. 2012/679), rules 1, **17(a)** (with rule 30)
- F3** Rule 9.19(2A) substituted (20.12.2012) by The Family Procedure (Amendment No. 4) Rules 2012 (S.I. 2012/2806), rules 1, **11(a)**
- F4** Rule 9.19(2A)(a) omitted (31.12.2020) by virtue of The Family Procedure Rules 2010 and Court of Protection Rules 2017 (Amendment) (EU Exit) Regulations 2019 (S.I. 2019/517), regs. 1(1), **8(7)** (with reg. 23) (as amended by S.I. 2020/1493, regs. 1(1), 8(2)(b)); 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the The Family Procedure Rules 2010, Section 9.