

# Family Law Divorce Chart

Ready to take the step of applying for a Divorce Order? Here is a step-by-step guide for ensuring your divorce will be approved once filed.

Here's what you need to know:

**01**

Date of Separation

**02**

At least 12 months

**YES**

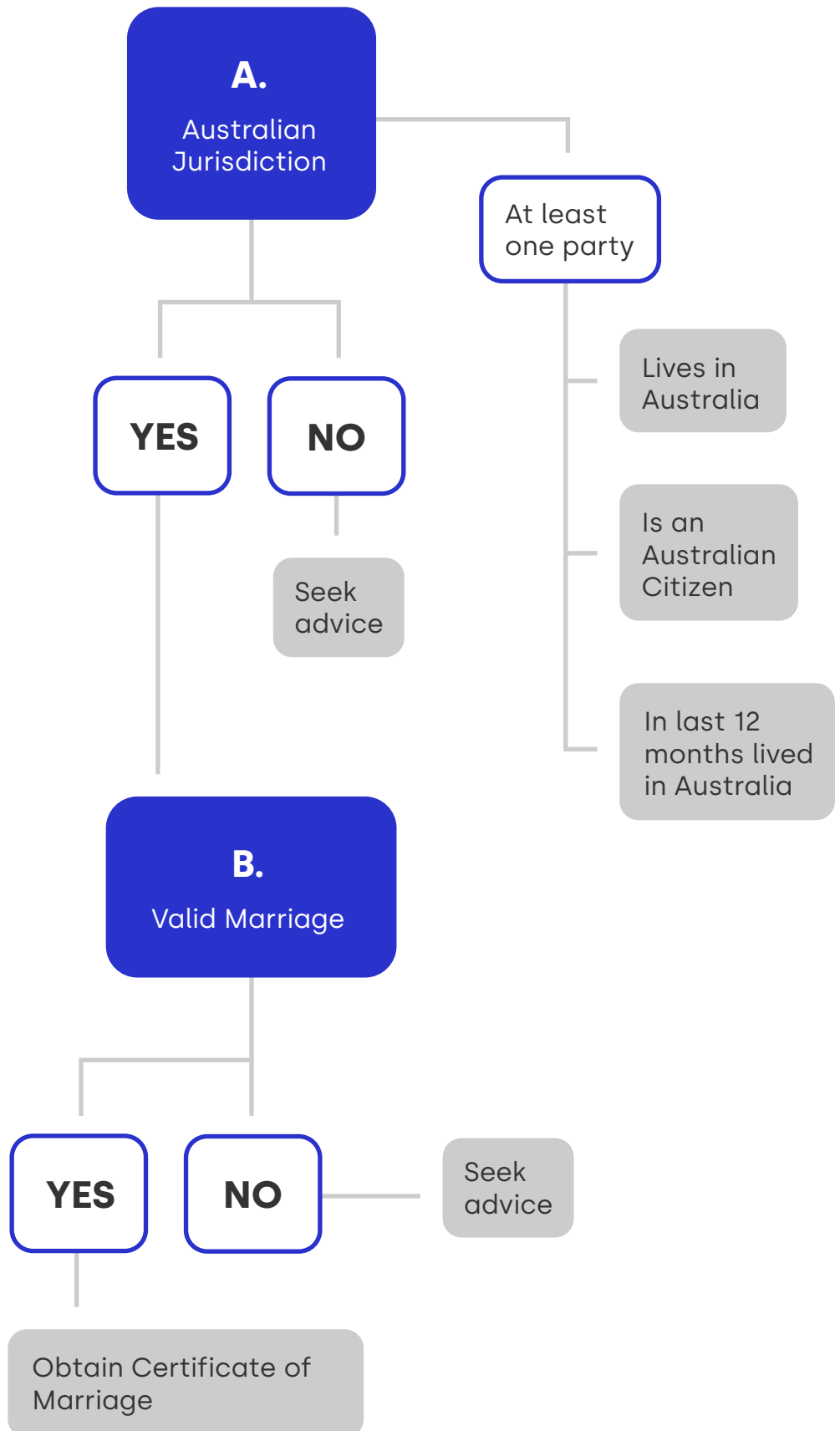
Can apply for a Divorce Order at Federal Circuit and Family Court

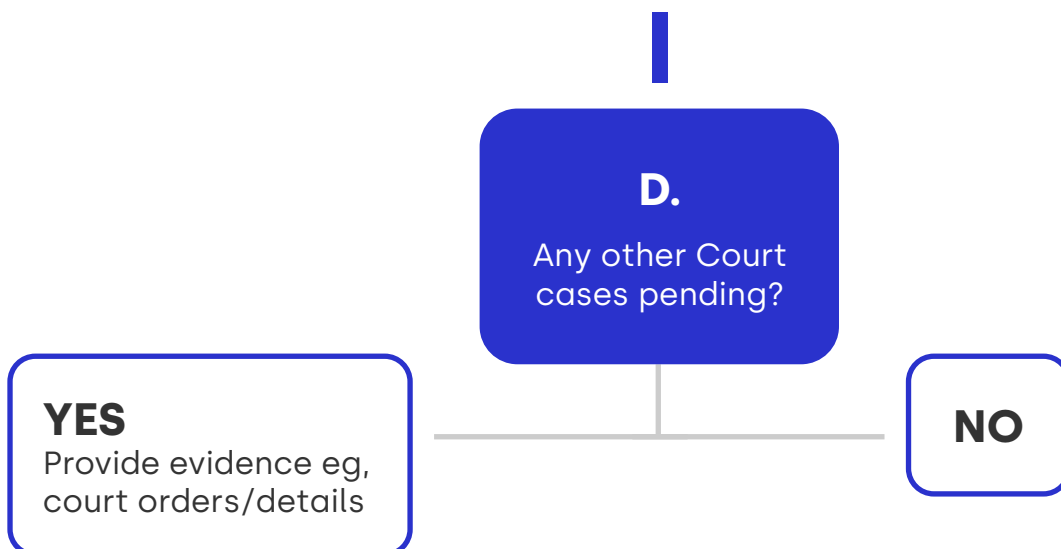
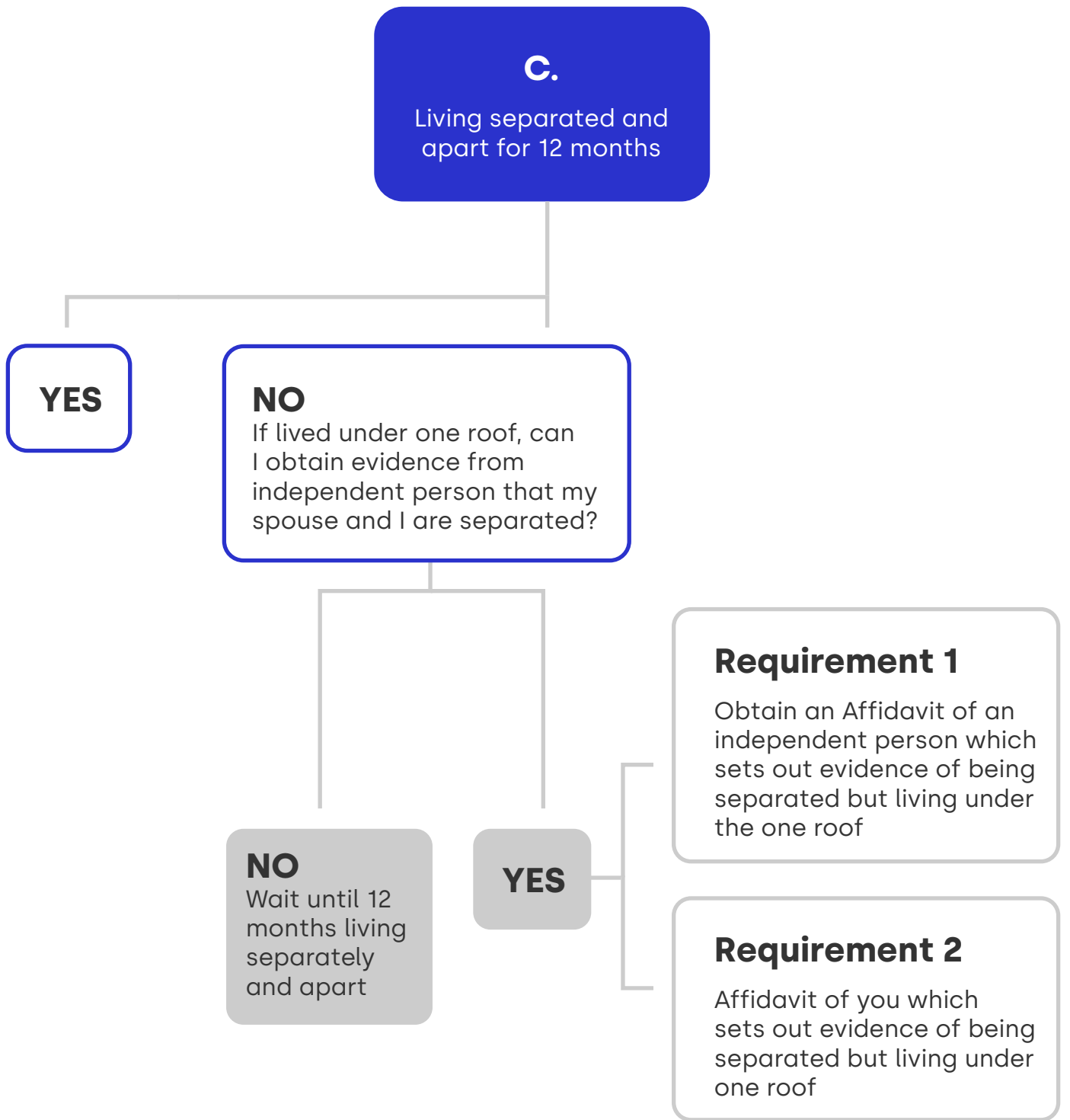
**NO**

Wait 12 months

# 03

## Application for Divorce





**E.**

Any Orders /  
Agreements?

**YES**

Provide evidence, eg  
Court Orders/details

**NO**

**F.**

Children of relationship  
or household?

**YES**

Provide evidence to confirm  
Care, Welfare and Development  
of children provided for:

- Living arrangements
- Education
- Health
- Financial Support

**NO**

04

File at Federal  
Circuit and Family  
Court of Australia

- Application
- Marriage Certificate
- Any supporting document
- Pay filing fee \$990 (or \$350 if holder of government concession card)

05

Court allocates Court  
date approximately 6-8  
weeks after filing date

06

Personal service of  
Divorce Application and  
supporting documents  
to other party

**YES**

**NO**

Arrange  
personal service

6 Weeks

07

Ensure other party has 28 days' notice of Court date

YES

NO

Seek advice

May need extension of time to comply

08

File:

- Application
- Marriage Certificate
- Any supporting documents
- Pay filing fee \$990 (or \$350 if holder of government concession card)

# 09

## Allocated Court date

Appearance required  
(usually virtually)

### YES

If:

- Children under 18
- Issues with service
- Other issues with Application
- You wish to attend

### NO

- All documents filed
- No children

# 10

## Divorce Approved

### YES

Becomes final one month  
and one day later

### NO

Another date given and  
Requisition Notice may be given

11

Once time passes the Court will send Divorce Order (or becomes available on Court portal)

No longer spouses

Marriage terminated/  
severed

No longer next  
of kin