

**SWORN STATEMENT IN
APPLICATION FOR A CERTIFICATE OF LEGAL CAPACITY
TO CONTRACT MARRIAGE**

I, _____, a Filipino citizen of legal age, after having been duly sworn in accordance with law, hereby depose and say:

1. That I was born on _____ in/at _____;
2. That I am single a widow/widower a person whose prior marriage was annulled a divorcee within the meaning of Article 26 of the Family Code of the Philippines and do not possess any legal impediment or disqualification to contract marriage under the laws of the Republic of the Philippines;
3. That I am _____ years old;
4. I am the bearer of Philippine passport no. _____ issued on _____ in _____;
5. That my father's full name is _____;
6. That my mother's full name is _____;
7. That my and/or my parent's permanent address in the Philippines is _____, with tel. no. _____;
8. That I am currently residing at (*state address in Germany*) _____, with tel. no. _____ and fax/email _____;
9. That I wish to marry (*state full name of fiancée*) _____;
10. That my fiancée is single a widow/widower a person whose prior marriage was annulled a divorcee;
11. That he/she was born on _____ in/at _____, a citizen of _____ currently residing at _____;
12. That his/her parents are _____;
13. That my fiancée and I are are not related to each other by consanguinity; and
14. That in executing this Sworn Statement, I am hereby applying for the issuance of a Certificate of Legal Capacity to Contract Marriage.

IN WITNESS WHEREOF, I have hereunto set my hand this ____ day of _____ 2010 at _____, Germany.

Signature of Affiant

X-----X

FOREIGN SERVICE OF THE PHILIPPINES)
Embassy of the Philippines) S.S.
Berlin, Germany)

SUBSCRIBED AND SWORN TO before me this ____ day of _____ 2010 at the Philippine Embassy, Berlin, Germany, affiant exhibiting his/her passport as indicated above.

Doc. no.: _____
Book no.: _____
Page no.: _____
Series of: _____
Service no.: _____
O.R. no.: _____
Date: _____
Fee paid: Euro 25,00

Administering Officer

REQUIREMENTS FOR THE ISSUANCE OF A CERTIFICATE OF LEGAL CAPACITY TO CONTRACT MARRIAGE

Documents in German or other foreign language must be accompanied by an English translation done by a certified translator and authenticated.

Civil registry documents such as birth, marriage and death certificates coming from the Philippines must be issued on NSO security paper and authenticated by the Department of Foreign Affairs

The Philippine Embassy reserves the right to require the submission of additional supporting documents when necessary.

REQUIREMENTS

1. Personal appearance of the applicant
2. Accomplished Sworn Statement (Application)
3. Applicant's valid Passport – original + photocopy
4. Applicant's **Birth Certificate** issued on NSO security paper and duly authenticated by the DFA - original+ 1 photocopy
5. Copy of passport or *Personal ausweis* of the fiancée
6. One photo each of the applicant and fiancée (*photo size: 4.5 cm x 3.5 cm*)
7. Requirement for the following types of applicants:
8. SINGLE – NSO Certificate of No Record of Marriage (CENOMAR) duly authenticated by the Department of Foreign Affairs - 1 original + 1 photocopy. The CENOMAR must not be more than 6 months old. The purpose in securing the certificate should clearly state that it will be used for **marriage abroad**.
 - WIDOWED – authenticated **Death Certificate** of spouse, **Marriage Contract (to the deceased spouse)**, and **Report of Death** (only if the deceased spouse was a Philippine citizen who died abroad) original + 1 photocopy each
 - APPLICANT WHOSE PREVIOUS MARRIAGE WAS ANNULLED IN THE PHILIPPINES – **Court Decree of Annulment (with a Certificate of Finality)** authenticated by the DFA, and authenticated **Marriage Contract (to the former spouse) bearing the annotation of annulment** – original + 1 photocopy each
9. Requirement for applicants **DIVORCED BY FOREIGN SPOUSE**, and applicants whose previous marriage was **ANNULLED IN GERMANY**:

Pursuant to a decision of the Supreme Court of the Philippines, you must first of all: (1) have your foreign divorce or annulment judicially confirmed by a Regional Trial Court (RTC) in the Philippines, (2) register the RTC confirmation/decision with the NSO-Local Civil Registry Office of the city/municipality where the RTC is functioning, and (3) secure from the NSO a copy of your **Marriage Contract / Report of Marriage (to the former spouse) bearing the annotation of divorce or annulment**, as the case may be. Only after this process is completed can you apply for a Certificate of Legal Capacity to Contract Marriage from the Consulate General. The requirements are:

 - **APPLICANT DIVORCED BY PREVIOUS FOREIGN SPOUSE** – **Court Decree of Divorce** with English translation authenticated by the *Landgericht*, and **Marriage Contract / Report of Marriage (to the former spouse) bearing the annotation of divorce** printed on NSO security paper and duly authenticated by the DFA plus one photocopy each
 - **APPLICANT WHOSE PREVIOUS MARRIAGE WAS ANNULLED IN GERMANY** – **Court Decree of Annulment** with English translation authenticated by the *Landgericht*, and **Marriage Contract / Report of Marriage (to the former spouse) bearing the annotation of annulment** printed on NSO security paper and duly authenticated by the DFA plus one photocopy each

ADDITIONAL REQUIREMENT FOR APPLICANTS BETWEEN 18-20 YEARS OLD

1. Affidavit of Parental Consent. Affidavits coming from the Philippines must be authenticated by the Department of Foreign Affairs, Manila.

ADDITIONAL REQUIREMENT FOR APPLICANTS BETWEEN 21-25 YEARS OLD

1. Sworn Statement that parental advise was sought

10. Fees:	Notarial Fee for the Sworn Statement	Euro 25,00
	Issuance of certification	<u>Euro 25,00</u>
	Total	Euro 50,00

