KEY - necessary information: as needed: parts that need to be adapted when used in Convention cases

ANNEX V

REQUEST FOR SPECIFIC MEASURES

(Article 53 of Council Regulation (EC) No 4/2009 of 18 December 2008 on jurisdiction, applicable law, recognition and enforcement of decisions and cooperation in matters relating to maintenance obligations ([1]))

PART A: To be completed by the requesting Central Authority

1. Requesting Central Authority

1.1. Name:

1.2. Address:

1.2.1. Street and number/PO box:

1.2.2. Place and postal code:

iSupport will contain a dropdown menu listing all CAs of Regulation and Convention States with all contact details

The list of requesting States in iSupport will contain all Regulation / Convention States & other States

1.2.3. Member State

- ☐ Belgium
- ☐ Germany
- ☐ Greece
- ☐ Croatia
- ☐ Latvia
- ☐ Hungary
- ☐ Austria
- ☐ Romania
- ☐ Finland
- ☐ Bulgaria
- ☐ Estonia
- ☐ Spain
- ☐ Italy
- ☐ Lithuania
- ☐ Malta
- ☐ Poland
- ☐ Slovenia
- ☐ Sweden
- ☐ Czech Republic
- ☐ Ireland
- ☐ France
- ☐ Cyprus
- ☐ Luxembourg
- ☐ Netherlands
- ☐ Portugal
- ☐ Slovakia

1.3. Telephone:

1.4. Fax:

1.5. E-mail:

1.6. Reference number:

iSupport will insert here the functional iSupport number & the internal reference number of the requesting State

1.7. Person responsible for following up the request:

1.7.1. Surname and given name(s):

1.7.2. Telephone:

Good practice

1.7.3. E-mail:

([1]) OJ L 7, 10.1.2009, p. 1.

Generated by the European e-Justice Portal

2. Requested Central Authority

2.1. Name:

2.2. Address:

2.2.1. Street and number/PO box:

2.2.2. Place and postal code:

2.2.3. Member State

☐ Belgium	☐ Bulgaria	☐ Czech Republic
☐ Germany	☐ Estonia	☐ Ireland
☐ Greece	☐ Spain	☐ France
☐ Croatia	☐ Italy	☐ Cyprus
☐ Latvia	☐ Lithuania	☐ Luxembourg
☐ Hungary	☐ Malta	☐ Netherlands
☐ Austria	☐ Poland	☐ Portugal
☐ Romania	☐ Slovenia	☐ Slovakia
☐ Finland	☐ Sweden	

iSupport will contain a dropdown menu listing all CAs of Regulation and Convention States with all contact details

3. Request

3.1. The purpose of the specific measure requested is to:

3.1.1. ☐ help locate the debtor or the creditor (see points 3.3. and 3.4.)

3.1.2. ☐ facilitate the search for information on the income or assets of the debtor or the creditor (see points 3.3. and 3.4.)

3.1.3. ☐ facilitate the obtaining of documentary or other evidence

3.1.4. ☐ obtain assistance in establishing parentage

3.1.5. ☐ initiate or facilitate the institution of proceedings to obtain a necessary provisional measure which is territorial in nature

3.1.6. ☐ facilitate service of a document

at least one of these boxes will be ticked

3.2. Grounds for the request:

request must be supported by reasons, Art. 53(1) EU Regulation / Art. 7(1) 2007 Hague Convention

3.3. The information requested relates to:

3.3.1. ☐ **the following debtor**

3.3.1.1. Surname and given name(s):

3.3.1.2. Date (dd/mm/yyyy) and place of birth (*):

3.3.1.3. Last known address:

3.3.1.4. Identity number or social security number (*):

suggestion: caseworker will on the screen be asked to actively confirm that the date of birth is not known; the same can be done for the „last know address“

(*) If this information is available.

Generated by the European e-Justice Portal

3.3.1.5. Any other information which may be useful (**):

3.3.2. ☐ **the following creditor**

3.3.2.1. Surname and given name(s):

3.3.2.2. Date (dd/mm/yyyy) and place of birth (*):

see above under 3.3.1.2.

3.3.2.3. Last known address:

3.3.2.4. Identity number or social security number (*):

3.3.2.5. Any other information which may be useful (**):

Art. 53(2) However, the information referred to in points (b), (c) and (d) of Article 61(2) may be sought only when the creditor produces a copy of the decision, court settlement or authentic instrument to be enforced, accompanied by the extract provided for in Articles 20, 28 or 48, as appropriate.

Art.62(2) The information referred to in this Article shall be the information already held by the authorities, administrations or persons referred to in paragraph 1. It shall be adequate, relevant and not excessive and shall relate to:
(a) the address of the debtor or of the creditor;
(b) the debtor's income;
(c) the identification of the debtor's employer and/or of the debtor's bank account(s);
(d) the debtor's assets.

3.4. Information requested

3.4.1. ☐ Current address of the debtor/creditor

3.4.2. ☐ Income of the debtor/creditor

3.4.3. ☐ Assets of the debtor/creditor, including the location of the assets of the debtor/creditor

The creditor has produced a copy of the decision, court settlement or authentic instrument to be enforced, if appropriate accompanied by the relevant form.

☐ Yes ☐ No

☐ **There is a risk that notifying the person concerned by the collection of this information may prejudice the effective recovery of the maintenance claim (Article 63(2) of Regulation (EC) No 4/2009).**

Done at:

Date:

/ /

(dd/mm/yyyy)

Name and signature of the authorised official of the requesting Central Authority:

(*) If this information is available.

(**) For example, the name of a previous employer, names and addresses of family members, details of a vehicle or property which the person in question might own.

For iSupport we have to possibly detach this form into two parts

Generated by the European e-Justice Portal

PART B: To be completed by the requested Central Authority

4. Reference number of the requested Central Authority:

iSupport will insert here the functional iSupport number & the internal reference number of the requesting State

5. Person responsible for following up the request:

5.1. Surname and given name(s):

5.2. Telephone:

Good practice

5.3. Fax:

5.4. E-mail:

6. Measures taken and results obtained

7. Information collected:

7.1. Without recourse to Articles 61, 62 and 63 of Regulation (EC) No 4/2009:

If information has been collected it has to be noted under 7.1. or 7.2

7.1.1. Debtor's/creditor's address:

☐ No ☐ Yes (please specify):

7.1.2. Debtor's/creditor's revenue:

☐ No ☐ Yes (please specify):

7.1.3. Debtor's/creditor's assets:

☐ No ☐ Yes (please specify):

Generated by the European e-Justice Portal

7.2. Pursuant to Articles 61, 62 and 63 of Regulation (EC) No 4/2009:

7.2.1. Debtor's/creditor's address:

☐ No ☐ Yes (please specify):

7.2.2. Existence of debtor's income:

☐ No ☐ Yes

7.2.3. Existence of debtor's assets:

☐ No ☐ Yes

IMPORTANT

(in the case of the application of Articles 61, 62 and 63 of Regulation (EC) No 4/2009)

Except for information merely indicating the existence of an address, income or assets in the requested Member State, the information referred to in Article 61(1) may not be disclosed to the person having applied to the requesting Central Authority, subject to the application of procedural rules before a court (Article 62(2), second subparagraph, of Regulation (EC) No 4/2009).

8. Inability to communicate the requested information

The requested Central Authority is not able to provide the information requested, for the following reasons:

only if requested information could not be found

Done at:

on:

/ /

(dd/mm/yyyy)

Name and signature of the authorised official of the requested Central Authority:

Generated by the European e-Justice Portal