

FORM S6

Section 40

Application to Revoke Parentage Order  
Surrogacy Act 2022  
Surrogacy Rules 2022

Case No:

IN THE LOCAL COURT OF THE NORTHERN TERRITORY  
OF AUSTRALIA  
AT \_\_\_\_\_

IN THE MATTER OF (insert child's full name and date of birth)

\_\_\_\_\_ born \_\_\_\_\_ 20

And

IN THE MATTER of the Surrogacy Act 2022

BETWEEN

Intended Parent/s

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

And

Surrogate Mother and Partner *(if applicable)*

\_\_\_\_\_

And

Birth Parent *(not otherwise a party)*

\_\_\_\_\_

TO THE COURT:

<b>Applicant - Surrogate Mother*/ Birth Parent*/ Child*/ Parent*/ Attorney General*</b> *delete inapplicable			
Applicant	Full name		
Name of Law Firm and Solicitor <small>If any</small>	Law Firm	Solicitor	
Address for Service	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode
	Country		
	Email address		
Phone Details	Number		

If applicable

<b>Surrogate Mother</b>			
Name	Full Name		
Residential Address	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode
	Country		
Email Address	Email address		
<small>If Known</small>	Email address		

If applicable

<b>First Parent</b>			
Name	Full Name		
Residential Address	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode
	Country		
Email Address	Email address		
<small>If Known</small>	Email address		

If applicable

<b>Second Parent</b>			
Name	Full Name		
Residential Address	Street Address (including unit or level number and name of property if required)		
	City/town/suburb	State	Postcode
	Country		
Email Address	Email address		
<small>If Known</small>	Email address		

If applicable

<b>Child</b>	
Name	Full Name (as at time of Application)
Date of Birth	Date of Birth
Gender	<input type="checkbox"/> Female <input type="checkbox"/> Male <input type="checkbox"/> Indeterminate Mark appropriate section with an 'x'
Place of Birth	Place of birth
Date of Parentage Order	Date of Order

If applicable

<b>Birth Parent</b>				
Name	Full Name			
Residential Address	Street Address (including unit or level number and name of property if required)			
	<table border="1"> <tr> <td>City/town/suburb</td> <td>State</td> <td>Postcode</td> <td>Country</td> </tr> </table>	City/town/suburb	State	Postcode
City/town/suburb	State	Postcode	Country	
Email Address	Email address			

### Application Details

The Applicant seeks the following order:

Mark each order sought with an 'X'.

- An order under section 40(2) of the *Surrogacy Act 2022* revoking an order under section 41 on the grounds that:
  - The parentage order was obtained by fraud, duress or other improper means; and/or
  - A consent relied on for the making of the original order was
    - Not given freely and voluntarily; or
    - Given in return for payment, reward or other material benefit or advantage.
  - There are exceptional reasons to justify revoking the parentage order.

This Application is made on the grounds set out in the accompanying affidavit sworn by

\_\_\_\_\_

[full name]  
on the                      day of                      20

### Service

Mark appropriate section below with an 'x'

The party filing this document is required to serve it on all other parties referred to in section 40(1) of the *Surrogacy Act 2022* and in accordance with the *Surrogacy Rules 2022*.

- It is intended to serve this application on all other parties.
- It is not intended to serve this application on the following parties: *[list names]*

Because:

*[See section 40(3) of the Surrogacy Act 2022]*

**Accompanying Documents**

Mark appropriate sections below with an 'x'

Accompanying service of this application is a:

- Supporting Affidavit in accordance with rule 16 of the *Surrogacy Rules 2022* (required)
- If other additional document(s) please list them below:

- 1.
- 2.
- 3.

..... Signature of Applicant/s or Legal Representative
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Filed:

Registrar

**To the above named parties:**

TAKE NOTICE that pursuant to Rule 10 of the *Surrogacy Rules 2022* this application has been listed before a Registrar for a pre-hearing conference at \_\_\_\_\_ on 20 \_\_\_\_\_ at \_\_\_\_\_ am/pm

**IMPORTANT NOTE**

**If you wish to be heard or oppose the revocation of the parentage order, you should:**

- 1. Seek legal advice immediately; and**
- 2. File a Response and Affidavit in response to the Application to revoke the parentage order; and**
- 3. Attend the court proceedings.**

**If you do not attend, orders may be made in your absence.**

**For assistance contact:**

A legal practitioner

Law Society of the Northern Territory — they will refer you to a legal practitioner who can help with your particular matter (Phone: (08) 8981 5104)

A Registrar of the Court.