

Childrens Court of Queensland  
Form 25  
Childrens Court Act 1992  
Childrens Court Rules 2016, r 83

Registry: [Click here to enter text.](#)  
Number: [Click here to enter text.](#)

**AFFIDAVIT OF (Insert Name)  
SWORN/AFFIRMED on (Insert Date)**

**Child**

Name	
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**Applicant**

Name	
------	--

**First respondent**

Name	
------	--

**Second respondent (if applicable)**

Delete the below box if there is only one respondent. Add additional boxes if there are more than two respondents.

Name	
------	--

**Additional participants (delete if not applicable)**

Sometimes additional people are included in a child protection proceeding as though they are a party (e.g.: a separate representative appointed for a child in a child protection proceeding under section 110 of the Child Protection Act). Put those people's details here. Also, if you are serving a person's guardian because the guardian has filed a notice of address for service under rule 23, put the guardian's details here.

Add additional boxes if there is more than one additional participant in this proceeding. Delete this box if there are no additional participants in this proceeding.

Name	
Role in proceeding	(e.g.: separate representative, guardian for Ms Jones.)

I, (name and occupation)

of (insert address for service)

state on oath (or solemnly and sincerely affirm and declare) the following matters:

1. The body of the affidavit must be divided into paragraphs numbered consecutively.
2. Each paragraph should, as far as possible, be confined to a separate piece of information.
3. Every page of the affidavit must be numbered, and all pages ordered consecutively.
4. You should not let a party to the proceeding witness your affidavit. If you do, the court will not receive the affidavit and you may not file or serve it.

Deponent/Substitute Signatory (delete one)

Witness

Affidavit Filed on behalf of (insert party) Form 25 – Version 4, approved on 6 May 2022 Childrens Court Act	Insert Name and address for service of party filing affidavit Name: Address: Phone no: Email:
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*If the affidavit extends over more than one page, at the foot of the first and every other page except the last:*

.....	.....
Deponent / Substitute Signatory	Witness
<i>(delete whichever is not applicable)</i>	

*At the end of the body of the affidavit*

**The contents of this affidavit are true and correct. Where the contents of this affidavit are based on information and belief, the contents are true to the best of my knowledge and I have stated the source of that information and grounds for the belief and, if contained in a document, I have attached that document to this affidavit.**

**I understand that it is a criminal offence to provide a false matter in an affidavit, for example, the offence of perjury under section 123 of the Criminal Code.**

I state that:

- A. This affidavit was made in the form of an electronic document.\*<sup>1</sup>
  - B. This affidavit was electronically signed.\*<sup>2</sup>
  - C. This affidavit was made, signed and witnessed under part 6A of the *Oaths Act 1867*.\*<sup>3</sup>
- (\*delete whichever statements are not applicable)*

**SWORN / AFFIRMED** by )  
..... )  
**[insert full name of deponent]** ) .....  
) [signature of deponent /  
at ..... ) substitute signatory\*]  
**[insert place where deponent is located]** )  
**Signed for and at the direction of the** ) .....  
**deponent by\*** ) [date]

.....  
[insert full name of substitute signatory]\*  
*\*delete if not applicable*

**BEFORE ME:** )  
) )  
..... )  
**[insert full name of witness]** ) .....

..... ) [signature of witness]

[insert type of witness]<sup>4</sup> )

..... )

[insert name of law practice / witness's place of employment]<sup>5</sup> ) [date]

*\*delete if not applicable* )

**WITNESS to complete – Tick as applicable**

**If deponent is unable to sign the affidavit**

- I certify that this affidavit was read in the presence of the deponent who seemed to understand it, and signified that they made the affidavit.<sup>6</sup>
- I certify that this affidavit was read in the presence of the deponent who seemed to understand it, and signified that they made the affidavit, but was physically incapable of signing it.<sup>7</sup>
- A substitute signatory signed for and at the direction of the deponent.<sup>8</sup>

**For special witnesses only**

- I am a **special witness** under the *Oaths Act 1867*.  
(see section 12 of the *Oaths Act 1867*)
- This affidavit was made in the form of an electronic document.<sup>9</sup>
- I electronically signed this affidavit.<sup>10</sup>
- This affidavit was made, signed and witnessed under part 6A of the *Oaths Act 1867* – I understand the requirements for witnessing a document by audio visual link and have complied with those requirements.<sup>11</sup>

**Details of person filing affidavit:**

Full name	
Role in proceeding (e.g.: 'separate representative', 'party', 'public guardian')	
Contact person / lawyer	(e.g.: the contact person may be the name of a lawyer representing the person filing this form)
Postal address	
Phone	
Fax (optional)	
Email (optional)	

**The footnotes are to assist in the completion of this form and should be deleted once complete.**

1. Include this statement if you electronically signed the document or if you physically signed the document over audio visual link and then sent a scanned copy of that document to the witness.
2. Include this statement if you or your substitute signatory electronically sign the document using an accepted method under the *Oaths Act 1867*. Do not include this statement if you signed the document on paper.
3. Include this statement if the affidavit was made over audio visual link.
4. Insert the witness's capacity that makes them eligible to witness the affidavit, including as a special witness under section 16C or part 6A of the *Oaths Act 1867*. For example, Australian legal practitioner, lawyer, justice of the peace, commissioner for declarations, notary public, a justice of the peace or commissioner for declarations approved by the Chief Executive under section 12(2) of the *Oaths Act 1867*, government legal officer, etc.
5. For example, the name of the law practice for the Australian legal practitioner, the name of the government department of the government legal officer, the name of the law practice for a justice of the peace who witnesses documents for a law practice, etc.
6. Tick this box if you consider that the deponent is incapable of reading the affidavit and the affidavit was read or otherwise communicated to the deponent in accordance with *Uniform Civil Procedure Rules 1999*, rule 433(1). Note that if you tick this box, the only signature on this affidavit should be your signature.
7. Tick this box if you consider that the deponent is physically incapable of signing the affidavit and the affidavit was read or otherwise communicated to the deponent in accordance with *Uniform Civil Procedure Rules 1999*, rule 433(2). Note that if you tick this box, the only signature on this affidavit should be your signature.
8. Tick this box if the deponent directed a substitute signatory to sign for them.
9. Tick this box if you electronically signed the document or if you physically signed the document and sent a scanned copy of that document to the deponent.
10. Tick this box if you electronically sign the affidavit using an accepted method under the *Oaths Act 1867*. Do not include this statement if you signed the affidavit on paper.
11. Tick this box if the affidavit was made over audio visual link.