

UKRAINIAN CATHOLIC METROPOLITAN ARCHEPARCHY OF PHILADELPHIA

METROPOLITAN TRIBUNAL

LACK OF CANONICAL FORM

PROCEDURE: (In cases of Lack of Canonical Form)

1. Please send the following ORIGINAL documents, together with this PETITION to the Metropolitan Tribunal:

- A. Baptismal Certificate of the **CATHOLIC** party (issued within the past six months);
- B. Certificate of marriage attempted outside the Catholic Church;
- C. Final divorce decree or annulment.

2. Sworn statements, on the form provided by this office, and signed by the Petitioner and two trustworthy people (preferably relatives of the Catholic party) that the attempted marriage was never subsequently convalidated in the Catholic Church must accompany the documents. Witness must know the parties from the time of the attempted marriage.

3. Please be advised **NO DATE** should be set for a subsequent marriage until the prior marriage has been declared null; A separate application is to be made for each marriage attempted by the Petitioner.

6. \$50.00 is the ordinary offering for cases of this nature to defray the expense of processing the petition. (PLEASE NOTE: No case shall be rejected because of the Petitioner's inability to make an offering).

INTRODUCTION

All Catholics are obliged to enter marriage in the presence of the pastor or a priest/deacon delegated by him, and two witnesses. If this FORM is not observed and no dispensation from Form has been received, the marriage is invalid.

The following are EXCEPTIONS:

1. An Eastern Catholic of any jurisdiction (with the exception of Ukrainian Catholics) entering marriage with an Orthodox person before an Orthodox Priest since January 21, 1965.
2. A Ukrainian Catholic entering marriage with an Orthodox person before an Orthodox Priest since April 7, 1965.
3. A Latin Catholic entering marriage with an Orthodox person before an Orthodox Priest since March 25, 1967.

These marriages are Valid but illicit if no permission had been previously obtained.

METROPOLITAN TRIBUNAL
UKRAINIAN CATHOLIC ARCHEPARCHY OF PHILADELPHIA

PETITION FOR DECLARATION OF NULLITY OF MARRIAGE
DUE TO LACK OF FORM [Return this page to Tribunal] (1)

p# _____ (for Chancery use)

Most Reverend Archbishop:

I, _____ () a baptized Catholic
() a baptized non-Catholic
() a non-baptized person

NOT OBSERVING THE CANONICAL FORM OF MARRIAGE AND HAVING
OBTAINED A CIVIL LICENSE IN THE CITY OF (OR COUNTY OF)

_____ IN THE STATE OF _____, ATTEMPTED
MARRIAGE WITH:

_____ () a baptized Catholic
() a baptized non-Catholic
() a non-baptized person

ON THE _____ DAY OF _____, _____, IN THE CITY OF

_____, STATE OF _____ BEFORE (NAME)

_____ (check one) () civil official () non-Catholic
minister.

I HAVE OBTAINED A CIVIL DIVORCE IN THE COUNTY OF

_____, IN THE STATE OF _____

ON THE _____ DAY OF _____, _____, ON THE GROUNDS

_____.

PETITIONER

PRIEST SEAL

Place: _____ Date: _____

**AFFIDAVITS FOR DECLARATION OF NULLITY
OF MARRIAGE DUE TO THE FAILURE TO OBSERVE
THE CANONICAL FORM [Return this page to Tribunal] (2)**

P# _____ (for chancery use)

SWORN STATEMENT OF PETITIONER:

I, _____, a Baptized Catholic (Non-Catholic) (Non-Baptized Person) declare before God and the church that 1). I have not received a dispensation from the Bishop to enter a marriage before a Non-Catholic Minister of Religion (or Civil Official), and 2). I have not validated this marriage before a Catholic Priest. I affirm and swear that the foregoing is the truth, so help me God.

Petitioner
Date _____

+++++

SWORN STATEMENT OF WITNESS:

I, _____, having knowledge of this marriage in question solemnly swear that to my knowledge, this marriage was never rectified or validated before a priest of the Catholic Church and two witnesses. I affirm and swear the foregoing is the truth, so help me God.

_____ **Date** _____
Witness

Relationship to Petitioner: _____

+++++

SWORN STATEMENT OF WITNESS:

I, _____, having knowledge of this marriage in question solemnly swear that to my knowledge, this marriage was never rectified or validated before a priest of the Catholic Church and two witnesses. I affirm and swear the foregoing is the truth, so help me God.

_____ **Date** _____
Witness

Relationship to Petitioner _____

+++++

I, the undersigned, a Catholic Priest, declare that I have examined and am including all the documents together with this petition. I have witnessed the testimony given above by the petitioner and two witnesses.

_____ **Place:** _____ **(SEAL)**
Priest

Kindly forward all material through the local parish priest to the following address:

Metropolitan Tribunal
827 N. Franklin St.
Philadelphia, PA 19123