

FORM B

[Regulation 2(2)]

**SUBSTITUTION OR DISCHARGE OF EXISTING MAINTENANCE ORDER
COMPLAINT IN TERMS OF SECTION 6(1)(b) OF THE MAINTENANCE
ACT, 1998 (ACT No. 99 OF 1998)**

Reference No.

[This information should, as far as possible, be given in order to investigate the complaint.]

I
.....
(full name)

(called "the deponent")

born on (date)/age

identity number

living at

.....

.....

telephone number

working at

.....

.....

telephone number

nearest police station

hereby *declare under oath/truly affirm as follows:

1.
(full name of person against whom maintenance order was made)

born on..... (date)/age.....

identity number.....

living at.....

.....
telephone number.....

working at

.....
telephone number.....

nearest police station

was ordered by(Court)

on the day of to pay -

(a) on a *weekly/monthly basis with effect from
towards the maintenance of /the following
child(ren) the sum of -

Rin respect of the complainant

R in respect of (name of child), born on

R in respect of (name of child), born on

R in respect of (name of child), born on

R in respect of (name of child), born on

R in respect of (name of child), born on

R in respect of (name of child), born on

R in respect of (name of child), born on

R in respect of (name of child), born on

R in respect of (name of child), born on

R in respect of (name of child), born on

All payments should have been made to

in favour of

and/or

(b)

.....
.....

.....
.....
.....

(other contributions, for example medical and dental costs, school fees, fees to tertiary institutions, schoolwear, expenses for sport and/or cultural activities, birth expenses and maintenance for child(ren) from birth).

A copy of the order is attached.

2. *Good cause/reason exists for the **substitution** of the said maintenance order as follows:

(a) A *weekly/monthly payment with effect from in the amount of -

- R..... in respect of the complainant
- Rin respect of (name of child)
- Rin respect of (name of child)
- Rin respect of (name of child)
- Rin respect of (name of child)
- Rin respect of (name of child)
- Rin respect of (name of child)
- Rin respect of (name of child)
- Rin respect of (name of child)
- Rin respect of (name of child)
- Rin respect of (name of child).

The first payment must be made on..... and after that on or before the day of each succeeding *week/month. All payments must be made to.....

in favour of;
and/or

(b)

.....

.....

.....

.....

(other contributions, for example medical and dental costs, school fees, fees to tertiary institutions, schoolwear, expenses for sport and/or cultural activities, birth expenses and maintenance for child(ren) from birth);

OR

*good cause/ reason exists for the **discharge** of the said maintenance order.

3. The cause/reason for the *substitution/discharge of the maintenance order is -

.....

.....

.....

.....

4. Particulars of my assets and *monthly/weekly income and expenditures (supported by documentary proof, where possible) are as follows:

Assets

Fixed property	R
Investments	R
Savings	R
Shares	R
Motor vehicles	R

Other:		R
		R
		R
		R
		R

Income

Gross salary		R
Minus: Deductions	Tax	R
	Medical Aid	R
	Pension	R
	Other:	R
		R
		R
		R
Total nett salary		R
Other income (state source of income)		R
		R
		R
		R
Total income		R

Expenditure

			Self	Child(ren)	Total
1	Lodging (bond repayment/levy /rent/ board)				
2	Food	Groceries			
		Meat			
		Bread and milk			
		Fruit and vegetables			
3	Household expenditure	Water and electricity/gas/paraffin			
		Rates and taxes			
		Maintenance (cleaning materials)			
		Laundry/Dry-cleaning			
		Baby food			

		Lunches			
		Toiletries			
		Telephone			
		Domestic worker			
		Garden services			
		Insurance (short term)			
4	Clothing	Clothes and shoes			
		School uniforms			
		Sports clothes			
5	Personal care (including hair care/cosmetics, etc.)				
6	Transport	Bus			
		Car	Instalments		
			Maintenance		
			Fuel		
			Licences		
			Insurance		
		Taxi			
		Lift club			
		Parking			
		Other			
7	Educational expenditure	School fees			
		After school care			
		Crèche/day care			
		Insurance (study policy)			
		Books			
		Stationery			
		Outings			
		Sports			
		Extramural			
		Other school expenditure			

8	Medical expenditure	Doctor/dentist/etc.			
		Medication			
		Hospital			
		Other medical expenditure			
9	Insurance	Life			
		Annuity			
		House owners/House holders			
10	Pocket money/ Allowances				
11	Holidays				
12	Maintenance, replacement and repairs of items	House			
		Household appliances			
		Kitchenware			
		Linen, towels, etc.			
		*Bicycles/bikes/scooters			
		Other items			
13	Entertainment & recreation (incl M-Net)				
14	Personal loans				
15	Security alarm system				
16	Membership fees				
17	Religious contributions/ Charities				
18	Gifts				
19	TV licence				
20	Reading material	Books			
		Newspapers			
		Periodicals			
21	Lease/Hire purchase payments	Furniture			
		Appliances			
		Other			
22	Pets	Food			

		Vet			
		Licence			
23	Other (not specified above)				
	Total expenditure				

Dated at this day of,

.....
 Signature of Deponent

Oath/Affirmation

1. I certify that before administering the *oath/affirmation I asked the deponent the following questions and wrote down *his/her answers in *his/her presence:

- (a) Do you know and understand the contents of the declaration?
 Answer
- (b) Do you have any objection to taking the prescribed oath?
 Answer
- (c) Do you consider the prescribed oath binding on your conscience?
 Answer

2. I certify that the deponent acknowledged that *he/she knows and understands the contents of this declaration. The deponent uttered the following words *"I swear that the contents of this declaration are true, so help me God."/"I truly affirm that the contents of the declaration are true. "The *signature/mark of the deponent was affixed to the declaration in my presence.

.....
Justice of the Peace/Commissioner of Oaths

Full name and
surname.....
(block letters)

Designation (Rank) Ex Officio Republic of South
Africa

Business
address.....
(street address must be stated)

.....
.....

Dated at this day of
.....

*Delete whichever is not applicable