

## A Guide to determining the type of nullity or privilege case needed

	<b>Parties Contracting Marriage</b>	<b>Place of Marriage</b>	<b>Process Needed</b>
1	Catholic + Catholic	Catholic Church	Formal
2	Catholic + Catholic	Elsewhere w/ dispensation from Bishop	Formal
3	Catholic + Catholic	Elsewhere w/o dispensation from Bishop	Lack of Form
4	Catholic + Baptized	Catholic Church	Formal
5	Catholic + Baptized	Elsewhere w/ dispensation from Bishop	Formal
6	Catholic + Baptized	Elsewhere w/o dispensation from Bishop	Lack of Form
7	Catholic + Unbaptized	Catholic Church	Formal or Petrine
8	Catholic + Unbaptized	Elsewhere w/ dispensation from Bishop	Formal or Petrine
9	Catholic + Unbaptized	Elsewhere w/o dispensation from Bishop	Lack of Form
10	Baptized + Baptized	Anywhere	Formal
11	Baptized + Unbaptized	Anywhere	Formal or Petrine
12	Unbaptized + Unbaptized	Anywhere	Formal,Pauline,Petrine
13	Baptized + Baptized	Anywhere + either previously married w/o declaration of nullity	Ligamen (see note)
14	Baptized + Unbaptized	Anywhere + either previously married w/o declaration of nullity	Ligamen (see note)
15	Unbaptized + Unbaptized	Anywhere + either previously married w/o declaration of nullity	Ligamen (see note)

This chart should be a big help in determining what process needs to be followed when a person has been previously married and is asking about an annulment. The chart is read as follows:

- 01 If two Catholics marry in the Catholic Church, the **Formal** process is required.
- 02 If two Catholics marry elsewhere with a dispensation from form granted by the bishop, the **Formal** process is required.
- 03 If two Catholics marry elsewhere without dispensation, the **Lack of Form** process is used.
- 04 If a Catholic and a non-Catholic baptized person marry in the Catholic Church, the **Formal** process is required.
- 05 If a Catholic and a non-Catholic baptized person marry elsewhere with a dispensation from form granted by the Bishop, the **Formal** process is required.
- 06 If a Catholic and a non-Catholic baptized person marry elsewhere without dispensation, use the **Lack of Form** process.
- 07 If a Catholic and an unbaptized person marry in the Catholic Church, the **Formal** process or the **Petrine** Privilege process may be used (the Petrine Privilege is also known as the Favor of the Faith). The Formal process is usually the better choice and either party may be the Petitioner. The Petrine Privilege process is used infrequently because of all the conditions that apply and that fact that it must be granted by the Pope.
- 08 If a Catholic and an unbaptized person marry elsewhere with a dispensation from form granted by the Bishop, the **Formal** process or the **Petrine** Privilege process may be used (the Petrine Privilege is also known as the Favor of the Faith). The Formal process is usually the better choice and either party may be the Petitioner. The Petrine Privilege process is used infrequently because of all the conditions that apply and that fact that it must be granted by the Pope.
- 09 If a Catholic and an unbaptized person marry elsewhere without dispensation, the **Lack of Form** process is used.
- 10 If two non-Catholic baptized persons marry anywhere, the **Formal** process is required.
- 11 If a non-Catholic baptized person and an unbaptized person marry anywhere, the **Formal** process or the **Petrine** Privilege process may be used (the Petrine Privilege is also known as the Favor of the Faith). The Formal process is usually the better choice and either party may be the Petitioner. The Petrine Privilege process is used infrequently because of all the conditions that apply and that fact that it must be granted by the Pope.
- 12 If two unbaptized persons marry anywhere, the **Formal** process, the **Pauline** Privilege process or the **Petrine** Privilege process is used. Either party can be the Petitioner.
- 13 If two non-Catholic baptized persons marry anywhere, and either was previously married without having obtained a declaration of nullity for the previous marriage, the process for **Ligamen** is utilized (unless the Petitioner is the individual previously married and also plans to seek a declaration of nullity for the previous marriage). If the **Ligamen** process cannot be used, then the **Formal** process is used instead.
- 14 If a non-Catholic baptized person and an unbaptized person marry anywhere, and either was previously married without having obtained a declaration of nullity for the previous marriage, the process for **Ligamen** is utilized (unless the Petitioner is the individual previously married and also plans to seek a declaration of nullity for the previous marriage). If the **Ligamen** process cannot be used, then either the **Formal** process or the **Petrine** Privilege process is used instead.
- 15 If two unbaptized persons marry anywhere, and either was previously married without having obtained a declaration of nullity for the previous marriage, the process for **Ligamen** is utilized (unless the Petitioner is the individual previously married and also plans to seek a declaration of nullity for the previous marriage). If the **Ligamen** process cannot be used, then either the **Formal** process, the **Pauline** Privilege process or the **Petrine** Privilege process is used instead.