

Financial Arrangements on Divorce

In the midst of a very emotional time it is important that this aspect of a split is dealt with properly.

We will help you through the process and work with you to reach a resolution either through negotiation and agreement or through the court.

If through the court, you can be assured it is under a duty to deal with your case justly.

The settling of financial matters on divorce is called ancillary relief because they are an additional part of the divorce process. The main piece of legislation referred to is the Matrimonial Causes Act 1973.

This Act sets out the factors to be considered in deciding what is fair:

- The welfare of a child of the family
- The income, earning capacity, property and resources of each person
- The financial needs, obligations and responsibilities of each person
- The standard of living enjoyed by the family before the breakdown of the marriage
- The age of each person and the duration of the marriage
- Any physical or mental disability
- The contribution made by each person to the welfare of the family, including looking after the home and bringing up children
- The conduct of each person, but only if it is so bad that it would be unfair to ignore it
- Any serious disadvantage to either person which would be caused by ending the marriage

To be able to advise you on what might be a fair settlement and to fully consider all of the above points you and your spouse will need to provide full financial disclosure of the assets and incomes. This can be difficult but is required for you and your spouse and any new partners.

Please contact our family solicitors today to get the legal advice, help and support you will need throughout this process, 01727 858807 or email: cst@labrums.co.uk