



Property Settlement Agreement – Courts Considerations

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The *Family Law Act 1975* outlines general principles that the court will consider when determining property disputes and the consideration of a property settlement agreement.

For the breakdown of a marriage this is highlighted in Sections 79(4) and 75(2); and for the breakdown of a de facto relationship this is evident in Sections 90SM(4) and 90SF(3). The principles outlined for both married and de facto relationship breakdown are identical and concern:

- What assets and debts you have and their worth
- Direct financial contributions to the relationship (e.g. wage and salary earning)
- Indirect financial contributions to the relationship (e.g. gifts and inheritance from family)
- Non-financial contributions to the relationship (e.g. caring for children and homemaking)
- Future requirements (e.g. considering age, health, financial resources, care of children and ability to earn)

The assessment of assets and debts and hence the division of property is thus highly unique to your particular circumstance. For such reason you require a specialist family law team such as that at Matthews Folbigg, to give your matter the specific attention that it requires to best assist you in reaching your desired goals in your property settlement agreement.

Our specialist divorce and property settlement lawyers can assist and advise you in your property settlement. Our Accredited Family Law Specialists are able to look at the best outcome for you and give you advice as to your legal rights and entitlements.

Speak to one of them today.

Contact us on **1800 300 170** or email us at familylaw@matthewsfolbigg.com.au

Disclaimer

Family law situations can be complex and sometimes they can involve serious issues. Information outlined is proposed to provide general guidance only. Due to the seriousness of legal matters as well as the uniqueness of your individual situation, professional advice should be sought. For advice, please contact one of our Family Lawyers.