

Dated

2015

BETWEEN

AND

BINDING FINANCIAL AGREEMENT

**A FINANCIAL AGREEMENT UNDER SECTION 90C
OF THE FAMILY LAW ACT 1975**

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THIS AGREEMENT dated day of 2015

BETWEEN of ()

AND of ()

RECITALS

- A. was born on and is currently aged . is employed as a .
- B. was born on and is currently aged . is employed as a .
- C. [has OR has not] been married before and has children. [include details of the children and living arrangements if applicable]
- D. [has OR has not] been married before and has children. [include details of the children and living arrangements if applicable]
- E. and commenced cohabitation on and married on .
- F. There [is OR are] [child OR children] of the marriage:

[Insert name, age, date of birth, school arrangements and health]

- G. and separated on and the marriage had broken down irretrievably on that date. The parties have lived separately and apart since that date although the parties have not yet divorced. In their opinion there is no reasonable likelihood of co-habitation being resumed.
- H. In order to arrange their property affairs and avoid litigation the parties have agreed to enter into this agreement under the provisions of section 90C of the Family Law Act 1975 to deal with the division of their property, and their financial resources.
- I. In the event that spousal maintenance has not been provided for in this agreement it is due to the fact that the parties have considered sections 72, 74 and 75 of the Family Law Act 1975 and agree that in the circumstances neither party needs the other to maintain them.
- J. The parties intend the terms of this agreement to be given effect by any court having jurisdiction to determine financial matters (property and maintenance) in issue between and pursuant to the Family Law Act 1975.

OPERATIVE PART

This agreement will be binding upon the heirs, executors, administrators and assigns of each party.