

Date

2015

BINDING FINANCIAL AGREEMENT

**FINANCIAL AGREEMENT UNDER PART VIIIAB SECTION 90UD OF THE
FAMILY LAW ACT 1975**

BETWEEN

AND

Table of contents

1.	Assets and liabilities	3
2.	Payment.....	4
3.	Transfer of real property.....	4
4.	Sale of real property.....	4
5.	Moveable possessions	5
6.	Superannuation.....	5
7.	General provisions	6
8.	Maintenance [delete if not applicable]	7
9.	Independent legal advice	7
10.	Taxes.....	7
11.	Claims for provision out of the estate of a deceased party	7
12.	Notices.....	8
13.	Governing law and jurisdiction.....	8
14.	Further assurance	8
	Execution page.....	9
	ANNEXURE A – Assets and liabilities.....	10
	Statement under section 90UJ(1) of the Family Law Act 1975	11
	Separation declaration pursuant to section 90UF Family Law Act 1975.....	13

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 a de facto relationship on .
There are [is OR are] [child OR children] of the relationship:

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

G. and separated on and the de facto relationship had
broken down irretrievably on that date. The parties have lived separately and
apart since that date and 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 90UD 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 90SE
and 90SF 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.

1. Assets and liabilities

The assets and liabilities of the parties are set out in annexure A to this
agreement. The parties confirm that they agree with the estimated values as
set out in annexure A.