

Date

2020

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## **BINDING FINANCIAL AGREEMENT**

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

**BETWEEN**

**AND**

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**THIS AGREEMENT** dated            day of            2020

**BETWEEN**            of            (            )

**AND**            of            (            )

**RECITALS**

**A.**            was born on            and is currently aged            .            is employed as

**B.**            was born on            and is currently aged            .            is employed as

**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            .

There are [ is OR are ]            [ child OR children ] of the relationship:

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

**G.**            In order to arrange their property affairs and avoid litigation the parties have agreed to enter into this agreement under the provisions of section 90UC of the Family Law Act 1975 to deal with the division of their property, and their financial resources in the event of the breakdown of their relationship.

**H.**            This agreement is intended to deal with the whole of the property and financial resources of the parties now and in the future in the event of the breakdown of their de facto relationship without resort to litigation.

**I.**            The parties intend the terms of this agreement to be given effect by any court having jurisdiction to determine financial matters in issue between            and            pursuant to the Family Law Act 1975.

**J.**            Pursuant to section 90UJ of the Act, this agreement will cease to have any force or effect in the event that the parties marry.

**OPERATIVE PART**

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

**1.            Separate property**

(a)            As at the date of this agreement, the separate property of            is as set out in annexure A to this agreement to this agreement along with its agreed value.

- (b) As at the date of this agreement, the separate property of \_\_\_\_\_ is as set out in annexure B to this agreement to this agreement along with its agreed value.
- (c) Separate property is defined as:
  - (i) Property set out in annexure A and B of this agreement;