



Family Law: Property Matters

Navigating the family law system can be overwhelming. Here at Midlas, we can help guide you through.

Following separation, married and defacto couples will usually need to divide their property and finances. All assets and liabilities of the parties will need to be considered in a property division, irrespective of who owns the property, or who is legally responsible for any debt or loans. How these items are divided is decided on a case-by-case basis, and there are several factors to consider in deciding what is a fair division.

These factors include the contributions made by each party over the course of the relationship and the parties' individual circumstances and future needs. It is important to note that there is no assumed starting point or set percentage for dividing property - this is because every couple, and their financial circumstances, is different and unique.

Here at Midlas, we can provide you with legal advice about dividing your property, and help you document your agreement in legally enforceable Consent Orders, which are filed at the Family Court (it is important to note that informal agreements between parties are not legally binding). If your matter is litigated in the Family Court, we can provide you with advice about the Court process and the documents you will be required to complete.

