

Ways to Resolve Your Family Law Financial/ Property Matters

It is important to obtain independent legal advice before finalising any agreement but it is our advice that you obtain independent legal advice before entering into any negotiation or court proceedings, it is better to know where you stand first. Whilst significant information is available on the internet, this is general information and not specific to your circumstances.

The below mechanism are options to resolve your family law matters:

1. Negotiations directly with your former spouse;
2. Negotiations using lawyers;
3. Mediation;
4. Mediation – lawyer inclusive;
5. Collaborative family law process;
6. Court Proceedings in the Family Law Courts;
7. Arbitration.

Of the options listed above, you may resolve it using one method or you may even use all of these. Which method or methods utilised will depend upon the parties.

In order to have certainty of agreement reach you need to formalise it by the following means:

1. Ask the Family Law Courts to make orders by Consent;
2. Enter into a Binding Financial Agreement.

If you haven't reached an agreement and your matter is determined by a judge then the judge will make orders which are binding. If you have consented to arbitration, then you should register your arbitrated decision.

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