



Prenuptial agreements

A prenuptial agreement (or “prenup”) is a form of Binding Financial Agreement. A Binding Financial Agreement can be made before, during or after a relationship or marriage.

Prenuptial agreements state the way in which assets and liabilities will be divided if the relationship breaks down.

A prenuptial agreement may be desirable in a range of circumstances, including where:

- both parties to the relationship simply want to agree on how property is to be divided at the beginning, so that if the relationship breaks down it does not end up in Court,
- one of the parties to the relationship has significantly more assets than the other at the commencement of the relationship,
- one of the parties to the relationship wishes to financially protect children from a former relationship, or

- one of the parties to the relationship is likely to become entitled to significant inheritance in the future.

A prenuptial agreement must comply with strict legal requirements if you want to prevent the Court from determining the way in which your assets and liabilities are distributed in the event that your relationship breaks down. It is essential that you consult a lawyer to ensure that the agreement is legally effective.

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ASSESSMENT TO ASSESS
HOW A PRENUP COULD
HELP YOU**