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# Pre and Post Nuptial Agreements



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At Judge & Priestley, we understand that planning for the future is essential, especially when it comes to significant life events like marriage. Our experienced team of family law solicitors is here to help you navigate the complexities of prenuptial and postnuptial agreements. Whether you are about to embark on a lifelong journey or looking to safeguard your assets after marriage, our expert advice and guidance will ensure peace of mind and financial security for you and your loved ones.

Pre-nuptial agreements are regularly referred to in the media usually in relation to celebrities. However, pre-nuptial and post-nuptial agreements are not just the reserve of the rich and famous. As more couples now marry later or marry more than once in their lives, pre-nuptial agreements are gaining in popularity.

## What are pre-nuptial and post-nuptial agreements?

A pre-nuptial agreement is a formal agreement entered into by a couple before they get married specifying what they want to happen to their assets during the marriage and in the event of a separation. A post-nuptial agreement allows for the same agreement to be set out but is entered into after the couple have married.

The couples can identify the assets that they currently have and specify what they want to happen to those particular assets. They may specify that they want all assets owned at the date of the marriage to be ring fenced in the event of a subsequent marital breakdown. They may also specify what they want to happen to any subsequently acquired property including any joint assets and what should happen in the event that one of the parties receives an inheritance. The agreement can also deal with non-financial issues such as how children are to be raised for example, although this will amount to no more than an expression of wishes.

Although pre-nuptial and post-nuptial agreements are not legally binding in England and Wales, there is growing judicial support for them to be so. They are however a factor that the Court can, and increasingly will, take into account in any subsequent divorce proceedings when deciding on a division of assets. For the agreement to be recognised by the Court it is essential that the correct formalities are followed.

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The agreement must be entered into voluntarily and well in advance of the wedding day so that the correct procedures can be followed. Each party needs to be represented by a separate solicitor and must have an opportunity to seek legal advice before entering into the agreement. Each party must provide the other with full financial details so that an informed decision can be made about the terms of the agreement. The parties should also regularly review the terms of the agreement to make sure that it remains relevant to their current circumstances.

If you are considering entering into a pre-nuptial or post-nuptial agreement it is essential that you seek advice from an experienced family law solicitor to discuss your options at the earliest opportunity.

# Why Choose Judge & Priestley

**Experience and Expertise:** Our solicitors possess extensive experience in family law and have successfully handled numerous prenuptial and postnuptial agreements.

**Client-Centered Approach:** We prioritise your needs and objectives, providing personalised solutions that align with your unique situation.

**Confidentiality and Trust:** Your privacy is of utmost importance to us, and we handle all matters with the highest level of confidentiality and trust.

**Peace of Mind:** With our assistance, you can enter your marriage or address post-marital concerns with confidence, knowing your financial future is secure.



## Your Key Contact

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