

Pre-Nup Checklist



So you're considering a "pre-nup" to protect your assets in the event you separate from your partner?

Here's a list of things to consider before briefing your lawyer:



Assets and Liabilities

If not otherwise provided to us, please list all assets and liabilities each partner is bringing into the marriage.



Income and Expenses

Consider how income and expenses will be managed during the marriage.



Superannuation

What do you think would be fair in terms of superannuation? Typically in Australia superannuation is equalised in longer relationships so that each party leaves the relationship with the same amount. Is that something you would want?



Inheritances

Determine how inheritances received during the marriage will be treated.

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Business Interests

Specify how any business interests will be managed and divided



Spousal maintenance

What do you want to do in terms of living expenses if you separate? Child support would cover children's expenses but what other support might be required?



Estate Planning

Consider how the prenup will affect estate planning, including wills and trusts.



Debts

Clarify responsibility for individual and joint debts.

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Property Acquired During Marriage

Decide how property acquired during the marriage will be treated.



Contributions

Address how each partner's financial contributions will be recognized and treated.



Financial Goals

Discuss long-term financial goals and how they will be achieved.



Handling of Financial Disputes

What might you do if you disagree about a financial issue during your relationship?



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Children

Consider how any future children will be financially supported and what arrangements will be made for their care.



Insurance

Decide how health, life, and other types of insurance will be managed.



Career Changes

Consider how significant career changes or relocation.



Periodic Review

Consider whether you will want periodic reviews and updates to the agreement, especially after significant life events like the birth of a child or a major financial change.



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