

DIVISION OF PENSIONS ON DIVORCE

50:50 DIVISION

Generally the starting point for the division of a couple's assets is 50:50, with the inclusion of pensions. Normally, the aim is to ensure equal incomes in retirement, whilst considering the other assets. There are, however, legal arguments which a party can make in an attempt to depart from equality.

PENSION SHARING ORDERS

Each party's share is calculated, usually by instructing a Pensions Expert.

Once a pension share is agreed or ordered by the Court, that percentage is then hived off from the original party's fund.

PENSION OFFSETTING

The value of the pension is "offset" against other assets. For example, one spouse keeps their entire or a greater share of their pension, and the other is given more of the remaining assets (e.g. property or cash). Expert calculations need to be undertaken to ensure fairness and advice should really be sought.

PENSION ATTACHMENT

All, or part, of the pension is "earmarked" to be paid to the receiving party when the party who holds the pension retires. There is no legal transfer of ownership. This is a less popular option as it does not allow for there to be clean break upon separation and also adds uncertainty as the receiving party has no say as to when their former partner will seek to draw their pension.

Pension Sharing In Practice A Family Law Special Bulletin

Jens M Scherpe



Pension Sharing In Practice A Family Law Special Bulletin:

Family Law ,2003 *The British National Bibliography* Arthur James Wells,2003 **Pension Sharing in Practice** David Salter,2001-01-01 Pension Sharing orders have been part of the toolkit of the British family lawyer for over 18 months During the last year they have been sought ever more frequently revealing their benefits and problems David Salter a leading expert on this subject offers timely advice in this extensively revised new edition of Pension Sharing in Practice He answers questions such as When is a pension sharing order appropriate What can I do if the CETV does not reflect the true value of the pension scheme Does the statutory charge apply to a pension sharing order How does White v White effect pension sharing All British practitioners handling this challenging area of work will benefit from the immensely practical advice contained in this book Social Security Bulletin ,2010 **Law Books Published** ,2002 **Legal Newsletters in Print** Arlene L. Eis,1990 **Newsletter of the U.S. Army Medical Department** United States. Army. Medical Department,1972

Martindale Hubbell Law Directory Martindale-Hubbell,2003-12 *La Abogada Newsletter* ,1976 **The Citizens Bulletin** ,1913 Municipal League Bulletin ,1928 *Current Law Index* ,2003 **Newsletter** ,1980 *Newsletter* United States. Department of State,1980 *McConnell V. Eisenberg* ,1984 **Legal Research and Writing** David J. Smith,1996 A new book dealing with the fundamentals of legal writing and research Each chapter focuses only on the essential skills needed for success in the paralegal field Topics include primary law secondary sources computers and other technology citation legal analysis and more The text first describes the tools needed to conduct legal research then shows how they re applied Review charts concrete examples paralegal practice situations tips from practicing paralegals and chapter review questions and problems are included ALSO AVAILABLE INSTRUCTOR SUPPLEMENTS CALL CUSTOMER SUPPORT TO ORDERInstructor s Manual ISBN 0 8273 6356 7Computerized Test Bank 1996 ISBN 0 8273 7979 X

Catalog of Copyright Entries, Third Series Library of Congress. Copyright Office,1965 The record of each copyright registration listed in the Catalog includes a description of the work copyrighted and data relating to the copyright claim the name of the copyright claimant as given in the application for registration the copyright date the copyright registration number etc **Marital Agreements and Private Autonomy in Comparative Perspective** Jens M Scherpe,2012-02-24 This book deals with a subject that has recently been the focus of debate and law reform in many jurisdictions how much scope should spouses have to conclude agreements concerning their financial affairs and under what circumstances should such agreements be binding and enforceable These marital agreements include pre nuptial post nuptial and separation agreements The book is the result of a British Academy funded research project which investigated and compared the relevant law of England and Wales Australia Austria Belgium France Germany Ireland the Netherlands New Zealand Scotland Singapore Spain Sweden and the jurisdictions of the United States In addition to chapters on these jurisdictions the book includes a chapter on the English practitioner s view It also provides a comparative analysis of the different matrimonial

property regimes and the rules on marital agreements that explores underlying themes and principles and makes recommendations for regulating marital agreements. A key theme is the function and effect of marital agreements in the different jurisdictions. Thus each chapter first explains the underlying default rules for ancillary relief, matrimonial property and maintenance. It then analyses the current rules for marital agreements and gives a brief account of the private international law rules. The book provides a comprehensive source of reference on ancillary relief, matrimonial property and maintenance and the rules on pre-nuptial, post-nuptial and separation agreements in 14 jurisdictions. It offers guidance for academics and practitioners dealing with international matters and a basis for discussions on law reform. I applaud the vision and perseverance of Jens Scherpe in having conceived this book and with so much distinguished help in now bringing it to birth. I will be using it for many years and I warmly invite my fellow family lawyers across the world to do likewise.

Foreword by The Rt Hon Lord Wilson of Culworth, Justice of the Supreme Court of the United Kingdom. This title is included in Bloomsbury Professional's Family Law online service. *Section of Taxation Newsletter*, 1981.

Quiet Revolutionaries
Sharon Thompson, 2022-09-08. This book tells the untold story of the Married Women's Association. Unlike more conventional histories of family law which focus on legal actors, it highlights the little-known yet indispensable work of a dedicated group of life-long activists. Formed in 1938, the Married Women's Association took reform of family property law as its chief focus. The name is deceptively innocuous, suggesting tea parties and charity fundraisers, but in fact the MWA was often involved in dramatic confrontations with politicians, civil servants and Law Commissioners. The Association boasted powerful public figures including MP Edith Summerskill, authors Vera Brittain and Dora Russell, and barrister Helena Normanton. They campaigned on matters that are still being debated in family law today. *Quiet Revolutionaries* sheds new light upon legal reform then and now by challenging longstanding assumptions, showing that piecemeal legislation can be an effective stepping stone to comprehensive reform, and highlighting how unsuccessful bills, though often now forgotten, can still be important triggers for change. Drawing upon interviews with members, friends and family, and thousands of archival documents, the book is compulsory reading for lawyers, legal historians, and anyone who wishes to explore histories of law reform from the ground up. Winner of the SLSA Socio-Legal Theory and History Book Prize 2023. To listen to podcast episodes about the Married Women's Association featuring interviews and archival research, visit quietrevolutionaries.podbean.com.

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